

Consideration of amendments to 312 IAC 12-2 that provides standards for water well drillers and water well pump installers; Administrative Cause No. 13-080W

Amendments proposed to 312 IAC 12-2-4 would specify minimum pump setting depths for small capacity water wells that must be met to qualify for protection under IC 14-25-4. The proposed amendments are in response to 2010 amendments to IC 25-39 and 312 IAC 13 that provide for the licensing of water well pump installers and the establishment of mandatory available drawdown requirements for water well pumping equipment. The proposed amendments would reduce the regulatory burden on water well drillers and water well pump installers to inform homeowners of the provisions of IC 14-25-4.

312 IAC 12-2-4 Duty of water well drillers and water well pump installers to notify; water wells not conforming to this article

Authority: IC 14-10-2-4; IC 14-25-4-13; IC 14-25-4-17

Affected: IC 14-25-4; IC 25-39

Sec. 4. (a) **Before a ground water withdrawal facility that would not comply with IC 14-25-4 and this article is drilled or equipped**, a water well driller or a ~~plumbing contractor~~ **water well pump installer** must:

(1) advise a person, for whom a ground water withdrawal facility is drilled or equipped, of the provisions of IC 14-25-4 and this article ~~before the ground water withdrawal facility is drilled or equipped; and~~

(2) **obtain approval from the division for the installation of a water well or pumping equipment that does not comply with IC 14-25-4 and this article.**

(b) A person may authorize a water driller or a ~~plumbing contractor~~ **water well pump installer** to drill or equip a water well ~~in a manner that does not conform to this article if the water well is drilled or equipped in a manner which otherwise conforms to otherwise conform~~ to IC 25-39 and 312 IAC 13. A water well authorized under this ~~subsection~~ **section** is not unlawful, but the relief provided by IC 14-25-4 is unavailable to the owner of the well. (*Natural Resources Commission; 312 IAC 12-2-4; filed Feb 9, 1999, 5:08 p.m.: 22 IR 1952; filed Feb 7, 2000, 3:31 p.m.: 23 IR 1367; readopted filed Aug 4, 2005, 6:00 p.m.: 28 IR 3661; readopted filed Jul 28, 2011, 10:29 a.m.: 20110824-IR-312110177RFA*)